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3 FAIR POLITICAL PRACTICES COMMISSION
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4 Sacramento, CA 95814
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5 Attorneys for Complainant
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8 BEFORE THE FAIR POLITICAL PRACTICES COMMISSION
9 STATE OF CALIFORNIA
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12 In the Matter of) FPPC No.: 2001/419
13)
14 GARY LINDEN,) STIPULATION, DECISION and
15) ORDER
16 Respondent.)
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18 Complainant, Mark Krausse, Executive Director of the Fair Political Practices Commission, and
19 Respondent, Gary Linden hereby agree that this Stipulation will be submitted for consideration by the
20 Fair Political Practices Commission at its next regularly scheduled meeting.

21 The parties agree to enter into this Stipulation to resolve all factual and legal issues raised in this
22 matter, and to reach a final disposition without the necessity of holding an administrative hearing to
23 determine the liability of Respondent.

24 Respondent understands, and hereby knowingly and voluntarily waives, any and all procedural
25 rights set forth in Sections 83115.5 and 11503 of the Government Code, and in Section 18361 of Title 2
26 of the California Code of Regulations. This includes, but is not limited to, the right to personally appear
27 at any administrative hearing held in this matter, to be represented by an attorney at Respondent's own
28 expense, to confront and cross-examine all witnesses testifying at the hearing, to subpoena witnesses to

1 testify at the hearing, and to have an impartial administrative law judge preside over the hearing as a
2 hearing officer.

3 It is further stipulated and agreed that Respondent violated the Political Reform Act by failing to
4 timely file an annual statement of economic interests in violation of Section 87300 of the Government
5 Code (1 count) as described in Exhibit 1, which is attached hereto and incorporated by reference, as
6 though fully set forth herein. Exhibit 1 is a true and accurate summary of the facts in this matter.

7 Respondent agrees to the issuance of the Decision and Order, which is attached hereto.
8 Respondent also agrees to the Commission imposing upon him an administrative penalty in the amount
9 of three hundred dollars (\$300). A cashier check from Respondent in said amount, made payable to the
10 "General Fund of the State of California," is submitted with this Stipulation as full payment of the
11 administrative penalty, and shall be held by the State of California until the Commission issues its
12 Decision and Order regarding this matter. The parties agree that in the event the Commission refuses to
13 accept this Stipulation, it shall become null and void, and within fifteen (15) business days after the
14 Commission meeting at which the Stipulation is rejected, all payments tendered by Respondent in
15 connection with this Stipulation shall be reimbursed to Respondent. Respondent further stipulates and
16 agrees that in the event the Commission rejects the Stipulation, and a full evidentiary hearing before the
17 Commission becomes necessary, neither any member of the Commission, nor the Executive Director,
18 shall be disqualified because of prior consideration of this Stipulation.

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20 Dated: _____

Mark Krausse
Executive Director
Fair Political Practices Commission

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24 Dated: _____

Gary Linden, Respondent

1 **DECISION AND ORDER**

2 The foregoing stipulation of the parties “In the Matter of Gary Linden, FPPC No. 2001/419,”
3 including all attached exhibits, is hereby accepted as the final decision and order of the Fair Political
4 Practices Commission, effective upon execution below by the Chairman.

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6 IT IS SO ORDERED.

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8 Dated: _____

9 Karen A. Getman, Chairman
10 Fair Political Practices Commission
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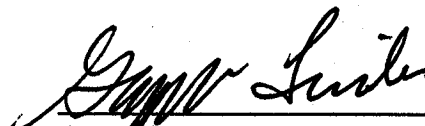
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17 Commission becomes necessary, neither any member of the Commission, nor the Executive Director,
18 shall be disqualified because of prior consideration of this Stipulation.

19
20 Dated: 11/13/01



Mark Krausse
Executive Director
Fair Political Practices Commission

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23
24 Dated: 11/1/01


Gary Linden, Respondent